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## **PRESS RELEASE**

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**FOR IMMEDIATE RELEASE**

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# **Illegal Alien Charged With Assaulting Border Patrol Agent**

**TUCSON, ARIZONA** -- The United States Attorney's Office for the District of Arizona announces that Jorge Breton-Rodriguez, DOB 1/20/66, of the Republic of Mexico, was charged by criminal complaint with violating Title 18 United States Code Sections 111(a)(1) and (b), Aggravated Assault on a Federal Officer. The complaint alleges that on March 10, 2004 in Nogales, Arizona, Breton-Rodriguez was being escorted to a van to be voluntarily returned to Mexico after having been found in the United States illegally. Breton-Rodriguez attacked the Border Patrol agent and removed the agent's government issued Beretta .40 caliber semi-automatic from its holster. During the struggle, the gun discharged with the bullet striking the agent in the groin before also striking Breton-Rodriguez in the upper thigh. A conviction for a violation of these sections carries a maximum penalty of twenty (20) years, a fine, or both.

A criminal complaint is simply the method by which a person is charged with criminal activity and raises no inference of guilt. An individual is presumed innocent until competent evidence is presented to a jury that establishes guilt beyond a reasonable doubt.

The investigation is being conducted by the FBI in Tucson Arizona.

CASE NUMBER: 04-03160M  
RELEASE NUMBER: 2004-060